

Michelle Shinski

From: Michelle Shinski
Sent: Thursday, February 5, 2026 9:35 AM
To: OCC-NSR; R6AirPermitsTX@epa.gov; vgodasi@aarigroup.com; Kenny Chainani
Cc: R12APDMail; Nguyen.Ly@houstontx.gov; Jorge.Gonzalez2@houstontx.gov;
Air_Permits@pcs.hctx.net; latrice.babin@pcs.hctx.net; Max Lau; Charu Bisht; Deepak
Mattikalli; Sasha Gonzalez; Diamond Ready Mix; judge.hidalgo@harriscountytexas.gov;
mayor@houstontx.gov
Subject: [AMENDED Public Notice] RENEWAL, Diamond Ready Mix, Inc., Project: 401996,
Permit(s): 136154,
Attachments: Diamond Ready Mix, Inc. Amended Public Notice.docx; 20260204-04_Amended NORI
SP CBP Renewal Spanish.docx; 20260204-01_occ memo.doc; 20260107-01_spanish
sign.docx

Please see Amended Public Notice attached.

Brooke T. Paup, *Chairwoman*
Catarina R. Gonzales, *Commissioner*
Tonya R. Miller, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 5, 2026

THE HONORABLE LINA HIDALGO
HARRIS COUNTY JUDGE
1001 PRESTON ST, STE 911
HOUSTON TEXAS 77002-1817

Re: Renewal of Registration under an Air Quality Permit for Concrete Batch Plants

Dear Judge Hidalgo:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of a renewal application for a small business stationary source air quality permit registration for a concrete batch plant which is located in your county. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality in which the plant is located or is proposed to be located or in the municipality nearest to the location or proposed location of the facility. The notice will inform the public of their right to ask questions, make comments, request a contested case, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Website at www2.tceq.texas.gov/airperm/index.cfm?fuseaction=airpermits.start.

Diamond Ready Mix, Inc., 7312 Louetta Road, Building 118, Spring, Texas 77379-6175, has applied to renew the registration for a Concrete Batch Plant located at 5521 Breen Drive, Houston, Harris County, Texas 77086. The Air Quality Registration Number is 136154.

If you need further information or have any questions, please call Mr. Max Lau at (512) 239-1560 or write at the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Birdsong".

Nancy Birdsong, Team Leader
Air Permits Initial Review Team
Air Permits Division

Brooke T. Paup, *Chairwoman*
Catarina R. Gonzales, *Commissioner*
Tonya R. Miller, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 5, 2026

MR JOHN WHITMIRE
MAYOR OF HOUSTON
PO BOX 1562
HOUSTON TX 77251-1562

Re: Renewal of Registration under an Air Quality Permit for Concrete Batch Plants

Dear Honorable Mayor Whitmire:

Pursuant to the requirements of Section 382.0516 of the Texas Clean Air Act, Texas Health and Safety Code, Chapter 382, this letter is to notify you of the recent receipt of a renewal application for a small business stationary source air quality permit registration for a concrete batch plant which is located in your municipality. As part of the air permitting process, this applicant will be required to publish a formal public notice in a newspaper of general circulation in the municipality in which the plant is located or is proposed to be located or in the municipality nearest to the location or proposed location of the facility. The notice will inform the public of their right to ask questions, make comments, request a contested case, or request a public meeting. This letter is being sent to you for information only and no action is required. The status of all pending air quality applications may be viewed by visiting our agency Website at www2.tceq.texas.gov/airperm/index.cfm?fuseaction=airpermits.start.

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A handwritten signature in cursive script that reads "Nancy Birdsong".

Nancy Birdsong, Team Leader
Air Permits Initial Review Team
Air Permits Division

Brooke T. Paup, *Chairwoman*
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Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 5, 2026

MS NEOLIA GARCIA
PRESIDENT
DIAMOND READY MIX INC
7312 LOUETTA RD BLDG 118
SPRING TX 77379-6175

Re: Declaration of Administrative Completeness
Renewal of Registration under an Air Quality Permit for Concrete Batch Plants
Air Quality Registration No. 136154
Concrete Batch Plant
Houston, Harris County
Customer Reference Number: CN604902809
Regulated Entity Number: RN108785379

Dear Ms. Garcia:

The Texas Commission on Environmental Quality (TCEQ) has declared the above-referenced application, received on December 11, 2025, administratively complete on January 7, 2026. We also understand you have represented that this application is for a small business stationary source.

You are now required to publish notice of your proposed activity. To help you meet the regulatory requirements associated with this notice, we have included the following items:

- Notices for Newspaper Publication (Example A)
- Sign Posting Example (Example C)
- Public Notice Checklist
- Instructions for Public Notice
- Affidavit of Publication for Air Permitting (Form TCEQ-20533) and Alternative Language Affidavit of Publication for Air Permitting (Form TCEQ-20534)
- Web link to download Public Notice Verification Form (refer to Public Notice Instructions)
- Notification List
- Air Quality Permit for Concrete Batch Plants

Please note that it is very important that you follow all directions in the enclosed instructions. If you do not, you may be required to republish the notice. Some common errors are the unauthorized changing of notice wording or font, omission of air contaminants, and inaccurate plant site location information represented in the application. Additional information can be found at www.tceq.texas.gov/permitting/air/bilingual/how1_2_pn.html or **if you have any questions, please contact us before you proceed with publication.**

A "Public Notice Checklist" is enclosed which notes the time limitations for each step of the public notice process. **The processing of your application may be delayed if these time limitations are not met (i.e.; submitting proof of publication within 10 business days after publication, affidavits of publication within 30 calendar days after the date of publication, and public notice verification**

Ms. Neolia Garcia
Page 2
February 5, 2026

Re: Registration: 136154

form within 10 business days after the end of the designated comment period). This checklist should be used as a tool in conjunction with the enclosed, detailed instructions.

If you do not comply with all requirements described in the instructions, the TCEQ cannot continue processing the application and may take other actions. Please note that as your application undergoes the technical review, we may request additional information.

If you have any questions regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300. If you have any other questions, please contact Ms. Michelle Shinski at (512) 239-1123.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Birdsong". The signature is written in black ink and includes a horizontal line extending to the right from the end of the name.

Nancy Birdsong, Team Leader
Air Permits Initial Review Team
Air Permits Division
Texas Commission on Environmental Quality

Enclosure

cc: Senior Project Manager, Houston Department of Health and Human Services, Bureau of Pollution Control & Prevention, Houston
Director, Harris County, Pollution Control Services, Pasadena
Air Section Manager, Region 12 - Houston

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



EXAMPLE A

AMENDED NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN AIR QUALITY PERMIT RENEWAL (NORI)

AIR QUALITY REGISTRATION NO. 136154

APPLICATION Diamond Ready Mix, Inc., has applied to the Texas Commission on Environmental Quality (TCEQ) for renewal of air quality permit number 136154 for Concrete Batch Plants, which would authorize continued operation of a Concrete Batch Plant located at 5521 Breen Drive, Houston, Harris County, Texas 77086. **AVISO DE IDIOMA**

ALTERNATIVO. El aviso de idioma alternativo en español está disponible en

<https://www.tceq.texas.gov/permitting/air/newsourcereview/airpermits-pendingpermit-apps>. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-95.474722,29.898611&level=13>. The existing facility is authorized to emit the following air contaminants: particulate matter including (but not limited to) aggregate, cement, road dust, and particulate matter with diameters of 10 microns or less and 2.5 microns or less.

This application was submitted to the TCEQ on December 11, 2025. The application will be available for viewing and copying at the TCEQ central office, the TCEQ Houston regional office, and the Shepard-Acres Homes Neighborhood Library, 8501 West Montgomery Road, Houston, Harris County, Texas beginning the first day of publication of this notice. The facility's compliance file, if any exists, is available for public review in the Houston regional office of the TCEQ. The application, including any updates, is available electronically at the following webpage:
<https://www.tceq.texas.gov/permitting/air/airpermit-applications-notices>

The executive director has determined the application is administratively complete and will conduct a technical review of the application. Information in the application indicates that this permit renewal would not result in an increase in allowable emissions and would not result in the emission of an air contaminant not previously emitted. **The TCEQ may act on this application without seeking further public comment or providing an opportunity for a contested case hearing if certain criteria are met.**

PUBLIC COMMENT You may submit public comments, or a request for a contested case hearing to the Office of the Chief Clerk at the address below. The TCEQ will consider all public comments in developing a final decision on the application. **The deadline to submit public comments is 15 days after the final newspaper notice is published.** After the deadline for public comments, the executive director will prepare a response to all relevant and material, or significant public comments. Issues such as property values, noise, traffic safety, and zoning are outside of the TCEQ's jurisdiction to consider in the permit process.

After the technical review is complete the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. If only comments are received, the response to comments, along with the executive director's decision on the application, will then be mailed to everyone who submitted public comments or who is on the mailing list for this application, unless the application is directly referred to a contested case hearing.

OPPORTUNITY FOR A CONTESTED CASE HEARING You may request a contested case hearing. The applicant or the executive director may also request that the application be directly referred to a contested case hearing after technical review of the application. A contested case hearing is a legal proceeding similar to a civil trial in state district court. Unless a written request for a contested case hearing is filed within 15 days from this notice, the executive director may act on the application. **If no hearing request is received within this 15-day period, no further opportunity for hearing will be provided.** According to the Texas Clean Air Act § 382.056(o) a contested case hearing may only be granted if the applicant's compliance history is in the lowest classification under applicable compliance history requirements and if the hearing request is based on disputed issues of fact that are relevant and material to the

Commission's decision on the application. Further, the Commission may only grant a hearing on those issues submitted during the public comment period and not withdrawn.

A person who may be affected by emissions of air contaminants from the facility is entitled to request a hearing. If requesting a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a specific description of how you would be adversely affected by the application and air emissions from the facility in a way not common to the general public; (5) the location and distance of your property relative to the facility; (6) a description of how you use the property which may be impacted by the facility; and (7) a list of all disputed issues of fact that you submit during the comment period. If the request is made by a group or association, one or more members who have standing to request a hearing must be identified by name and physical address. The interests which the group or association seeks to protect must also be identified. You may also submit your proposed adjustments to the application/permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing within 15 days following this notice to the Office of the Chief Clerk, at the address below.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for contested case hearing to the Commissioners for their consideration at a scheduled Commission meeting. The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material air quality concerns submitted during the comment period.** Issues such as property values, noise, traffic safety, and zoning are outside of the Commission's jurisdiction to consider in this proceeding.

MAILING LIST In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices for this specific application mailed by the Office of the Chief Clerk by sending a written request to the Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION. All public comments and requests must be submitted either electronically at www14.tceq.texas.gov/epic/eComment/, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about the permitting process, please call the TCEQ Public Education Program, Toll Free, at 1-800-687-4040 or visit their website at www.tceq.texas.gov/goto/pep. Si desea información en Español, puede llamar al 1-800-687-4040. You can also view our website for public participation opportunities at www.tceq.texas.gov/goto/participation.

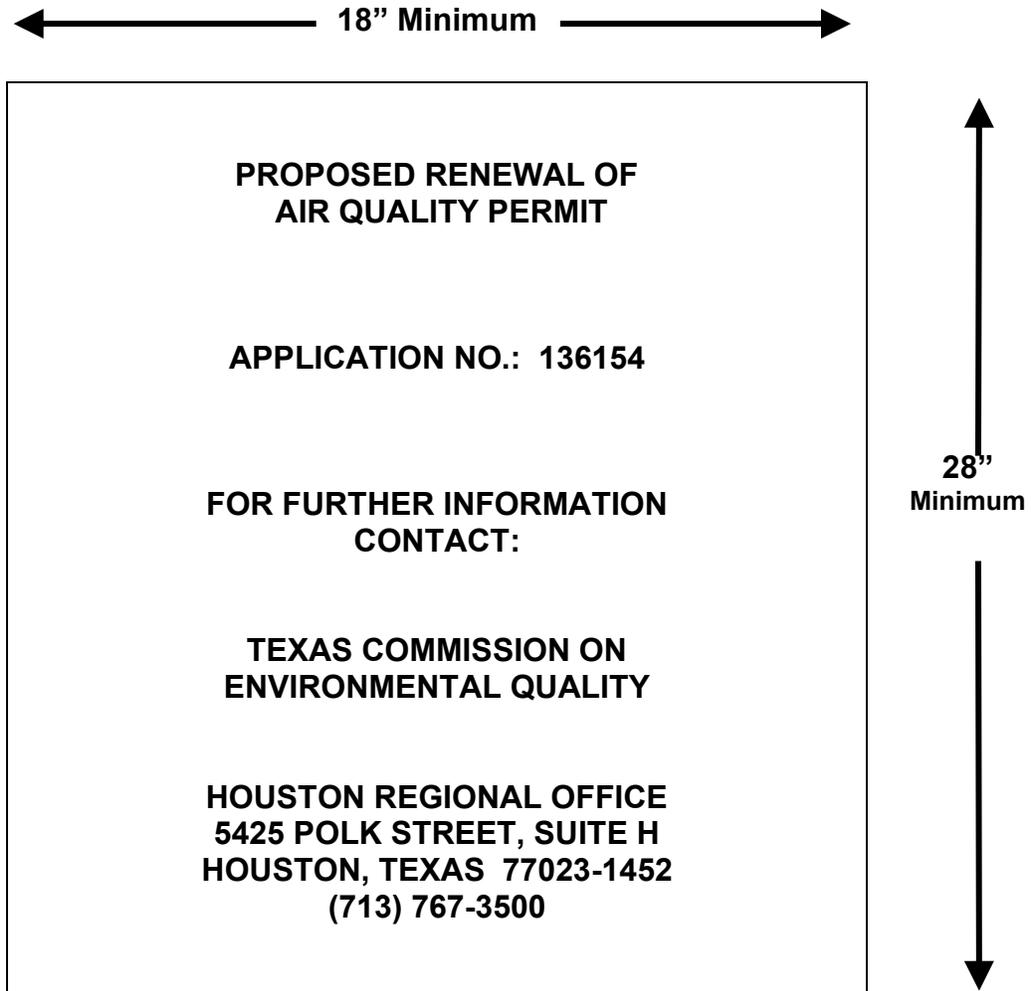
Further information may also be obtained from Diamond Ready Mix, Inc., 7312 Louetta Road, Building 118, Spring, Texas 77379-6175 or by calling Mr. Kenny Chainani, AARC Environmental, Inc., Principal, at (713) 706-2000.

Amended Notice Issuance Date: February 5, 2026

Example C

Sign Posting

Sign(s) must be in place on day of publication of first newspaper notice **and must remain in place and the lettering must be legible during that designated comment period (15 days)**. It is recommended that the signs remain in place until 30 days after the last newspaper publication of the second notice (either English or alternate language notice, whichever is later). Note - The information shown is an example only. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Each sign placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs shall be required along any property line paralleling a public highway, street, or road.



Sign(s) must be placed at whatever height above the ground is necessary for sign(s) to be 100% visible from the street.

WHITE BACKGROUND WITH BLACK LETTERS

All lettering must be no less than 1-1/2 inch block printed capitals.

Public Notice Checklist
Notice of Receipt of Application and Intent to Obtain Permit
(1st Notice)

The following tasks must be completed for public notice. If publication in an alternative language is required, please complete the tasks for both the English and alternative language publications. Detailed instructions are included in the "Instructions for Public Notice" section of this package.

Within 30 calendar days after date of administrative completeness letter
<p>Publish <i>Notice of Receipt of Application and Intent to Obtain Permit</i></p> <ul style="list-style-type: none">- Example A must be published in "public notice" section of newspaper. Review for accuracy prior to publishing. <p>Provide copy of application at a public place for review and copying. Keep it there until end of the designated comment period.</p> <p>Prepare signs.</p>
First day of newspaper publication
<p>Review published newspaper notice for accuracy. If errors, contact Air Permits Division.</p> <p>Post signs and keep them up for duration of the designated comment period (see Example C).</p> <p>Ensure copy of application is at the public place.</p>
Within 10 business days after date of publication
<p>Proof of publication showing publication date and newspaper name should be emailed to PROOFS@tceq.texas.gov or mailed to:</p> <ul style="list-style-type: none">Texas Commission on Environmental QualityOffice of the Chief Clerk, MC-105Attn: Notice TeamP.O. Box 13087Austin, Texas 78711-3087 <p>Mail or email, as instructed, photocopies of newspaper clippings showing publication date and newspaper name to persons listed on <i>Notification List</i></p>
Within 30 calendar days after date of publication
<p>Affidavit of publication for air permitting and alternative language affidavit of publication for air permitting (if applicable) should be emailed to PROOFS@tceq.texas.gov or mailed to:</p> <ul style="list-style-type: none">Texas Commission on Environmental QualityOffice of the Chief Clerk, MC-105Attn: Notice TeamP.O. Box 13087Austin, Texas 78711-3087 <p>Mail or email, as instructed, photocopies of affidavits to persons listed on <i>Notification List</i></p>
Within 10 business days after end of the designated comment period
<p>Public Notice Verification Form should be emailed to PROOFS@tceq.texas.gov or mailed to:</p> <ul style="list-style-type: none">Texas Commission on Environmental QualityOffice of the Chief Clerk, MC-105Attn: Notice TeamP.O. Box 13087Austin, Texas 78711-3087 <p>Mail or email, as instructed, photocopies of Public Notice Verification Form to persons listed on <i>Notification List</i></p>

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



Instructions for Public Notice For New Source Review Air Quality Permit For Small Business Stationary Sources

Notice of Receipt of Application and Intent to Obtain Permit

Your application has been declared administratively complete and now you must comply with the following instructions:

Review Notice

Included in the notice is all of the information which the commission believes is necessary to effectuate compliance with applicable public notice requirements. Please read it carefully and notify the Texas Commission on Environmental Quality (TCEQ) immediately if it contains any errors or omissions. You are responsible for ensuring the accuracy of all information published. You may not change the text of the notice without prior approval from the TCEQ.

Newspaper Notice

- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* within **30 calendar days** after the date of administrative completeness. Refer to the cover letter for the date of administrative completeness.
- You must publish the enclosed *Notice of Receipt of Application and Intent to Obtain Permit* at your expense, in a newspaper that is of general circulation in the municipality where the facility is or will be located. If the facility is not located within a municipality, the newspaper should be of general circulation in the municipality nearest to the location or proposed location.
- You must publish this notice in one issue of any applicable newspaper.
- The bold text of the enclosed notice **must** be printed in the newspaper in a font style or size that distinguishes it from the rest of the notice (i.e., **bold, italics**). **Failure to do so may require re-notice.**

Alternative Language Notice

In certain circumstances, applicants for air permits must complete notice in alternative languages.

- Public notice rules require the applicant to determine whether a bilingual program is required at either the elementary or middle school nearest to the facility or proposed facility location. Bilingual education programs are determined on a district-wide basis. When students who are required to attend either school are eligible to be enrolled in a bilingual education program, some alternative language notice is required (signs, or signs and newspaper notice).
- Since the school district, and not the schools, must provide the bilingual education program, these programs do not have to be located at the elementary or middle school nearest to the facility or proposed facility to trigger the alternative language notice requirement. If there are

students who would normally attend the nearest schools eligible to be taught in a bilingual education program at a different location, alternative language notice is required.

- If triggered, publication of alternative language notices must be made in a newspaper or publication primarily printed in each language taught in the bilingual education program. This notice is required if such a newspaper or publication exists in the municipality or the county where the facility is or will be located.
- The applicant must demonstrate a good faith effort to identify a newspaper or publication in the required language. If a newspaper or publication of general circulation published at least once a month in such language cannot be found, publishing in that language is not required, but signs must still be posted adjacent to each English language sign.
- Publication in an alternative language section or insertion within an English language newspaper does not satisfy these requirements.
- The applicant has the burden to demonstrate compliance with these requirements. You must fill out the **Public Notice Verification Form (Form TCEQ-20778)** indicating your compliance with the requirements regarding publication in an alternative language. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**
- It is suggested the applicant work with the local school district to do the following:
 - (a) determine if a bilingual program is required in the district;
 - (b) determine which language is required by the bilingual program;
 - (c) locate the nearest elementary and middle schools; and
 - (d) determine if any students attending either school are eligible to be enrolled in a bilingual educational program.
- **If you determine that you must meet the alternative language notice requirements after receipt of the full public notice package, you are responsible for ensuring that the publication in the alternative language is complete and accurate in that language. Spanish notice templates are available through the Air Permits Division Web site at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html. All italic notes should be replaced with the corresponding Spanish translations for the specific application and published in the alternative language publication. Email a copy to Air Permits Division staff.**
- If you are required to publish notice in a language other than Spanish, you must translate the entire public notice at your own expense.

Public Comment Period

- The public comment period should last at least **15 calendar days**.
- The comment period will be longer if the last day of the public comment period ends on a weekend or a holiday. In this case, the comment period will end on the next business day.
- The comment period for the permit may lengthen depending on whether a public meeting is held. If a public meeting is held, the comment period will be extended to the later of either the date of the public meeting or the end of the second notice period, if applicable.

Proof of Publication

- Check each publication to ensure that the articles were accurately published. If a notice was not published correctly you may be required to republish.

- For each newspaper in which you published, you must submit proof of publication that shows the notice, the date of publication, and the name of the newspaper to the Office of the Chief Clerk within **10 business days** after the date of publication. Acceptable proofs of publication are 1) copies of the published notice or 2) the newspaper clippings of the published notice. If you choose to submit copies of the published notice to the Office of the Chief Clerk, copies must be on standard-size 8½" x 11" paper and must show the actual size of the published notice (do not reduce the image when making copies). Published notices longer than 11" must be copied onto multiple 8½" x 11" pages. Please note, submitting a copy of your published notice could result in faster processing of your application. It is recommended that you maintain newspaper clippings or tear sheets of the notice for your records.
- You must submit an **affidavit of publication for air permitting and alternate language affidavit of publication for air permitting (if applicable)** to the Office of the Chief Clerk within **30 calendar days** after the date of publication. **You must use the enclosed affidavit forms.** The affidavits must clearly identify the applicant's name and permit number. You are encouraged to submit the affidavit with the proof of publication described above.
- You must submit the *Public Notice Verification Form* to the Office of the Chief Clerk within **10 business days** of the end of this public comment period. You must use this form to certify that you have met alternative language notice requirements.
- The **affidavits of publication for air permitting, *Public Notice Verification Form*, and acceptable proof of publication of the published notices** should be emailed to PROOFS@tceq.texas.gov or mailed to:

Texas Commission on Environmental Quality
Office of the Chief Clerk, MC-105
Attn: Notice Team
P.O. Box 13087
Austin, Texas 78711-3087

- Please ensure that the affidavit(s) you send to the Chief Clerk have all blanks on the affidavit filled in correctly.
- Photocopies of newspaper clippings, affidavits, and verifications must also be sent to those listed on the enclosed *Notification List* within the deadlines specified above.

Failure to Publish and Submit Proof of Publication

You must meet all publication requirements. **If you fail to publish the notice or submit proof of publication on time, then** the TCEQ may suspend further processing on your application or take other actions.

Sign Posting

Applicants for air quality permits must also post signs.

- You must post at least one sign in English and as applicable, in each alternative language.
- Signs must be in place on the first day of publication in a newspaper and must remain in place and be legible and be visible from the street for the entire duration of the publications' designated comment period (see Example C).
- The sign template enclosed (*Example C*) is an example only. Read the sign template carefully and notify the TCEQ if it has an error or omissions. It is your responsibility to verify that the appropriate information pertaining to your application is accurate. Any changes to the text prepared by the TCEQ must be approved by the agency.

- Signs placed at the site must be located within 10 feet of each (every) property line paralleling a public highway, street, or road. Signs must be visible from the street and spaced at not more than 1,500-foot intervals. A minimum of one sign, but not more than three signs are required along any property line paralleling a public highway, street, or road. Sign(s) must be placed at a sufficient height above the ground that is necessary for sign(s) to be 100 percent visible from the street.
- All lettering on the sign must be at least 1½” in height with block printed capital lettering. The sign must be at least 18” wide and 28” tall, and consist of black lettering on a white background.
- Alternative language signs are required if alternative notice is required, even if no newspaper can be found.
- Inspect each posted sign daily to ensure it is present and visible throughout the entire comment period.
- You must submit verification of sign posting using the **Public Notice Verification Form (Form TCEQ-20778)** within **10 business days** after end of the publications’ designated comment period. Do not submit the *Public Notice Verification Form* verifying sign posting until after the comment period is over. You cannot certify that the sign posting is in compliance until after the comment period is over. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**

Application in a Public Place

- **You must provide a copy of the administratively complete application at a public place for review and copying by the public.** This place must be in the county in which the facility is located or proposed to be located.
- A public place is one that is publicly owned or operated. For example, public libraries, county courthouses, or city halls could be public viewing places.
- The administratively complete application must be available beginning on the first day of newspaper publication and remain available during the entire public comment period.
- If the application is submitted to the TCEQ with information marked as confidential, you are required to indicate which specific portions of the application are not being made available to the public. These portions of the application must be accompanied with the following statement: “Any request for portions of this application that are marked as confidential must be submitted in writing, pursuant to the Public Information Act, to the Texas Commission on Environmental Quality, Public Information Coordinator, MC-197, P.O. Box 13087, Austin, Texas 78711-3087.”
- You must submit verification of file availability using the **Public Notice Verification Form (Form TCEQ-20778)** within **10 business days** after end of the publications’ designated comment period. Do not submit the form verifying that the application was in a public place until after the comment period is complete. If a public meeting is held or second notice is required causing the public comment period to be extended, at a later date you will be required to verify that the application was in a public place during the entire public comment period. **This form is available at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**

General Information

When contacting the Commission regarding this application, please refer to the permit number at the top of the *Notice of Application and Intent to Obtain Permit*.

If you wish to obtain an electronic copy, please contact the initial reviewer who assisted in the preparation of this public notice package. The electronic version is available in Microsoft Word format only and can be requested once your application has been declared administratively complete. Please ensure that the electronic version is correct and consistent with the hard copies that were provided. Any revisions made may not be accepted. **You may download copies of the Public Notice Verification Form and Affidavit of Publication by visiting our agency Web site at www.tceq.texas.gov/permitting/air/nav/air_publicnotice.html.**

If you have questions or need assistance regarding publication requirements, please contact the Office of the Chief Clerk at (512) 239-3300 or the administrative reviewer listed in the cover letter.

TCEQ-Office of the Chief Clerk
MC-105 Attn: Notice Team
P.O. Box 13087
Austin, Texas 78711-3087

Applicant Name: Diamond Ready Mix, Inc.
Permit No.: 136154
Application Received Date: December 11, 2025

AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day personally appeared

_____, who being by me duly sworn, deposes and says that (s)he is *(Name of Person Representing Newspaper)*

the _____ of the _____
(Title of Person Representing Newspaper) *(Name of the Newspaper)*

that said newspaper is generally circulated in _____, Texas;
(The municipality or nearest municipality to the location of the facility or the proposed facility)

that the enclosed notice was published in said newspaper on the following date(s):

(Newspaper Representative's Signature)

Subscribed and sworn to before me this the _____ day of _____, 20____
to certify which witness my hand and seal of office.

[Affix Seal]

Notary Public in and for the State of Texas

Print or Type Name of Notary Public

My Commission Expires

TCEQ-Office of the Chief Clerk
MC-105 Attn: Notice Team
P.O. Box 13087
Austin, Texas 78711-3087

Applicant Name: Diamond Ready Mix, Inc.
Permit No.: 136154
Application Received Date: December 11, 2025

ALTERNATIVE LANGUAGE AFFIDAVIT OF PUBLICATION FOR AIR PERMITTING

STATE OF TEXAS §

COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day personally appeared

_____, who being by me duly sworn, deposes and says that (s)he is (*Name of Person Representing Newspaper*)

the _____ of the _____;
(*Title of Person Representing Newspaper*) (Name of the Newspaper)

that said newspaper is generally circulated in _____, Texas;
(*The municipality or county in which the facility or proposed facility is located*)

that the enclosed notice was published in said newspaper on the following date(s):

(*Newspaper Representative's Signature*)

Subscribe and sworn to before me this the _____ day of _____, 20____
to certify which witness my hand and seal of office.

[Affix Seal]

Notary Public in and for the State of Texas

Print or Type Name of Notary Public

My Commission Expires

Notification List

It is the responsibility of the applicant to furnish the following offices with copies of the notices published, the *Affidavit of Publication for Air Permitting*, the *Alternative Language Affidavit of Publication for Air Permitting (if applicable)*, and a completed copy of the *Public Notice Verification Form for Air Quality Standard Permits (Form TCEQ-20778)*. Acceptable proof of publication and any affidavits and Form TCEQ-20778 should be emailed to PROOFS@tceq.texas.gov or mailed to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087.

Electronic copies should be submitted via email to the U.S. Environmental Protection Agency (EPA), **Region 6** at R6AirPermitsTX@EPA.gov. Please contact Ms. Aimee Wilson (wilson.aimee@epa.gov) at (214) 665-7596 if you have any questions pertaining to electronic submittals to the EPA.

Email copies to Mr. Max Lau at Max.Lau@tceq.texas.gov

Hard copies should be sent to the following:

Air Section Manager
Houston Regional Office
5425 Polk Street, Suite H
Houston, Texas 77023-1452

Senior Project Manager
Houston Department of Health and Human Services
Bureau of Pollution Control & Prevention
7411 Park Place Boulevard
Houston, Texas 77087-4441

Director
Harris County Pollution Control Services
101 South Richey, Suite H
Pasadena, Texas 77506-1023

For TCEQ Use Only

**Permit Application Routing and Summary Sheet
Air Permits**

This sheet should accompany all notices to be processed by the office of the chief clerk on the left side of the file folder.

Name of applicant: Diamond Ready Mix, Inc.	
Facility/ Site name:Diamond Ready Mix Breen Drive CBP 1	
TCEQ permit number: 136154	
Application received date: December 11, 2025	
Customer reference number:CN604902809	
Regulated entity number:RN108785379	
County:Harris	Region: 12
Local program 1: Houston	Local program 2: Harris
Permit type: Concrete Batch Plant Permit Renewal Application	
Internal program routing	
Tech. team leader: Mr. Max Lau	Phone no. (512) 239-1560
APIRT team leader: Nancy Birdsong	Date: February 5, 2026
Administratively reviewed by: Michelle Shinski	Phone no. (512) 239-1123
Administratively complete date: January 7, 2026	
Amended Notice filed date: February 5, 2026	
Public viewing location must have internet access: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Is 2nd public notice required (15- day comment period): <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Alternative Language Notice: <input checked="" type="checkbox"/> Yes – Spanish <input type="checkbox"/> No	
*709 applies	

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Applicant and Contact Information

This sheet should accompany all notices to be processed by the office of the chief clerk on the right side of the file folder.

Applicant's main contact and address to be shown on permit:	
Name/Title: Neolia Garcia, President	
Company: Diamond Ready Mix, Inc.	
Street/Road: 7312 Louetta Road, Building 118, Box 431	
City/State/Zip: Spring, Texas 77379-6175	
Telephone: (713) 423-4886	Fax:
Applicant's technical representative/ consultant:	
Name/Title: Kenny Chainani, Principal	
Company: AARC Environmental, Inc.	
Street/Road: 2000 West Sam Houston Parkway South, Suite 850	
City/State/Zip: Houston, Texas 77042-3657	
Phone: (713) 706-2000	Fax:
Person responsible for publishing notice:	
Name/Title: Neolia Garcia, President	
Company: Diamond Ready Mix, Inc.	
Street/Road: 7312 Louetta Road, Building 118	
City/State/Zip: Spring, Texas 77379-6175	
Telephone: (713) 423-4886	Fax:

Comisión de Calidad Ambiental de Texas



EJEMPLO A

AVISO ENMENDADO DE RECEPCIÓN DE SOLICITUD E INTENCIÓN DE OBTENER LA RENOVACIÓN DE PERMISO DE AIRE (NORI)

REGISTRO DE CALIDAD DEL AIRE No. 136154

SOLICITUD. Diamond Ready Mix, Inc., ha solicitado a la Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) la renovación del de calidad del aire número 136154, para Plantas Mezcladoras de Concreto, que autorizaría la operación continua de una Planta permanente Mezcladora de Concreto ubicada en 5521 Breen Drive, Houston, Harris County, Texas 77086. Este enlace a un mapa electrónico de la ubicación general del sitio o instalación se proporciona como cortesía pública y no como parte de la solicitud o aviso. Para conocer la ubicación exacta, consulte la aplicación. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-95.474722,29.898611&level=13> La instalación existente está autorizada a emitir los siguientes contaminantes del aire: material particulado que incluye (pero no se limita a) agregados, cemento, polvo de carretera y material particulado con diámetros de 10 micras o menos y 2.5 micras o menos.

Esta solicitud se presentó a la TCEQ el 11 de Diciembre, 2025. La solicitud estará disponible para su visualización y copia en la oficina central de la TCEQ, la oficina regional de la TCEQ Houston Shepard-Acres Homes Neighborhood Library, 8501 West Montgomery Road, Houston y el condado de Harris County, Texas a partir del primer día de publicación de este aviso. El archivo de cumplimiento de la instalación, si existe alguno, está disponible para su revisión pública en la oficina regional Houston de la TCEQ. La solicitud (cualquier actualización inclusive) está disponible electrónicamente en la siguiente página web: <https://www.tceq.texas.gov/permitting/air/airpermit-applications-notices>.

El director ejecutivo ha determinado que la solicitud está administrativamente completa y llevará a cabo una revisión técnica de la solicitud. La información contenida en la solicitud indica que la renovación de este permiso no daría lugar a un aumento de las emisiones admisibles y no daría lugar a la emisión de un contaminante atmosférico no emitido anteriormente. **La TCEQ puede actuar sobre esta solicitud sin buscar más comentarios públicos o brindar la oportunidad de una audiencia de caso impugnado si se cumplen ciertos criterios.**

COMENTARIO PÚBLICO. Puede enviar comentarios públicos o una solicitud de una audiencia de caso impugnado a la Oficina del Secretario Oficial en la dirección a continuación. La TCEQ considerará todos los comentarios públicos al desarrollar una decisión final sobre la solicitud. **La fecha límite para enviar comentarios públicos es de 15 días después de que se publique el aviso final del periódico.** Después de la fecha límite para los comentarios públicos, el director ejecutivo preparará una respuesta a todos los comentarios públicos relevantes y materiales, o significativos. Cuestiones como los valores de la propiedad, el ruido, la seguridad del tráfico y la zonificación están fuera de la jurisdicción de la TCEQ para considerar en el proceso de permiso.

Una vez que se complete la revisión técnica, el director ejecutivo considerará los comentarios y preparará una respuesta a todos los comentarios públicos relevantes y materiales, o significativos. Si solo se reciben comentarios, la respuesta a los comentarios, junto con la decisión del director ejecutivo sobre la solicitud, se enviará por correo a todos los que enviaron comentarios públicos o que están en la lista de correo para esta solicitud, a menos que la solicitud se remita directamente a una audiencia de caso impugnada.

OPORTUNIDAD PARA UNA AUDIENCIA DE CASO IMPUGNADO. Puede solicitar una audiencia de caso impugnado. El solicitante o el director ejecutivo también podrán solicitar que la solicitud se remita directamente a una audiencia de caso impugnado después de la revisión técnica de la solicitud. Una audiencia de caso impugnado es un procedimiento legal similar a un juicio civil en un tribunal de distrito estatal. A menos que se presente una solicitud por escrito para una audiencia de caso impugnado dentro de los 15 días posteriores a este aviso, el director ejecutivo puede actuar sobre la solicitud. **Si no se recibe ninguna solicitud de audiencia dentro de este periodo de 15 días, no se brindará ninguna otra oportunidad de audiencia.** De acuerdo con la Ley del Aire Limpio de Texas § 382.056 (o), una audiencia de caso impugnado solo se puede otorgar si el historial de cumplimiento del solicitante se encuentra en la clasificación más baja según los requisitos de historial de cumplimiento aplicables y si la solicitud de audiencia se basa en cuestiones de hecho controvertidas que son relevantes y materiales para la decisión de la Comisión sobre la solicitud. Además, la Comisión solo podrá conceder una audiencia sobre las cuestiones presentadas durante el periodo de comentarios públicos y no retiradas.

Una persona que pueda verse afectada por las emisiones de contaminantes atmosféricos de la instalación tiene derecho a solicitar una audiencia. Si solicita una audiencia de caso impugnado, debe presentar lo siguiente: (1) su nombre (o para un grupo o asociación, un representante oficial), dirección postal, número de teléfono diurno; (2) nombre y número de permiso del solicitante; (3) la declaración "[Yo/nosotros] solicito/amos una audiencia de caso impugnado;" (4) una descripción específica de cómo se vería afectado negativamente por la aplicación y las emisiones atmosféricas de la instalación de una manera no común para el público en general; (5) la ubicación y distancia de su propiedad en relación con la instalación; (6) una descripción de cómo usa la propiedad que puede verse afectada por la instalación; y (7) una lista de todos los problemas de hecho en disputa que envíe durante el periodo de comentarios. Si la solicitud es hecha por un grupo o asociación, uno o más miembros que tienen legitimación para solicitar una audiencia deben ser identificados por su nombre y dirección física. También deben identificarse los intereses que el grupo o asociación pretende proteger. También puede presentar los ajustes propuestos a la solicitud / permiso que satisfagan sus inquietudes. Las solicitudes para una audiencia de caso impugnado deben presentarse por escrito dentro de los 15 días posteriores a este aviso a la Oficina del Secretario Oficial, en la dirección a continuación.

Después del cierre de todos los periodos de comentarios y solicitudes aplicables, el Director Ejecutivo enviará la solicitud y cualquier solicitud de audiencia de caso impugnado a los Comisionados para su consideración en una reunión programada de la Comisión. La Comisión sólo podrá conceder una solicitud de audiencia de caso impugnado sobre cuestiones que el solicitante haya presentado en sus observaciones oportunas que no hayan sido retiradas posteriormente. **Si se concede una audiencia, el tema de una audiencia se limitará a cuestiones de hecho en disputa o cuestiones mixtas de hecho y de derecho relacionadas con preocupaciones relevantes y materiales sobre la calidad del aire presentadas durante el periodo de comentarios.** Cuestiones como los valores de las propiedades, el ruido, la seguridad del tráfico y la zonificación están fuera de la jurisdicción de la Comisión para considerar en este procedimiento.

LISTA DE CORREO. Además de enviar comentarios públicos, puede solicitar ser colocado en una lista de correo para recibir futuros avisos públicos para esta solicitud específica enviados por correo por la Oficina del Secretario Oficial enviando una solicitud por escrito a la Oficina del Secretario Oficial a la dirección a continuación.

CONTACTOS E INFORMACIÓN DE LA AGENCIA Los comentarios y solicitudes públicas deben enviarse electrónicamente a www14.tceq.texas.gov/epic/eComment/, o por escrito a Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información de contacto que proporcione, incluido su nombre, número de teléfono, dirección de correo electrónico y dirección física, se convertirá en parte del registro público de la agencia. Para más información sobre el proceso de tramitación de permisos, favor de llamar al Programa de Educación pública de la TCEQ sin costo al 1-800-687-4040, o bien visitar su sitio web, www.tceq.texas.gov/goto/pep. Para información en español, favor de llamar al 1-800-687-4040. También es posible consultar oportunidades de participación pública en nuestro sitio web, www.tceq.texas.gov/goto/participation.

También se puede obtener más información de Diamond Ready Mix, Inc., 7312 Louetta Road, Building 118, Box 431, Houston, TX 77379 o llamando a Mr. Kenny Chainani, AARC Environmental, Inc., Principal, at (713) 706-2000.

Fecha de Emisión de Aviso Modificado: 5 de febrero de 2026

